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Attorney for Defendant  
ENHANCED RECOVERY CORPORATION

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

OCT 31 2006

at 11 o'clock and 20 min. AM  
SUE BEITIA, CLERK  
By

LODGED

OCT 30 2006  
CLERK, U. S. DISTRICT COURT  
DISTRICT OF HAWAII

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

|                        |   |                                  |
|------------------------|---|----------------------------------|
| CHARLES J. HUXEL, JR., | ) | CIVIL NO. CV06-00420 SPK LEK     |
|                        | ) |                                  |
| Plaintiff,             | ) |                                  |
|                        | ) |                                  |
| vs.                    | ) | <b>STIPULATION FOR DISMISSAL</b> |
|                        | ) | <b>WITH PREJUDICE</b>            |
| ENHANCED RECOVERY      | ) | <b>OF ALL CLAIMS AND PARTIES</b> |
| CORPORATION,           | ) | <b>and ORDER</b>                 |
|                        | ) |                                  |
| Defendant.             | ) |                                  |
|                        | ) |                                  |
|                        | ) |                                  |
|                        | ) |                                  |

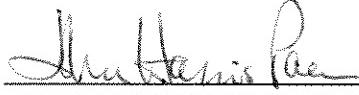
**STIPULATION FOR DISMISSAL WITH PREJUDICE  
OF ALL CLAIMS AND PARTIES and ORDER**

IT IS HEREBY STIPULATED BY AND BETWEEN Plaintiff CHARLES J. HUXEL, JR., and Defendant ENHANCED RECOVERY CORPORATION, by and through their respective counsel, and pursuant to Rule 41 of the Federal Rules of Civil Procedure, that all claims against all parties are hereby dismissed with prejudice.

All parties who have made an appearance in this case have signed this Stipulation. No motion for summary judgment has been filed by either party. Trial has not been set.

The parties are to bear their own attorneys' fees and costs.

DATED: Honolulu, Hawaii, OCT 31 2006, 2006.

  
JOHN HARRIS PAER  
Attorney for Plaintiff

  
STEVEN GUTTMAN  
Attorney for Defendant

APPROVED AND SO ORDERED:

  
\_\_\_\_\_  
JUDGE OF THE ABOVE-ENTITLED COURT

In re: Charles J. Huxel, Jr. vs. Enhanced Recovery Corporation;  
Civil No. CV 06-00420 SPK LEK; Stipulation for Dismissal With Prejudice  
of All Claims and Parties and Order